

Washington
Dear Court of Appeals - Div. 2 9-25-2022

Sorry about the delay. I still wasn't able to E-File these last two pages due to covid in our unit.

I hope these reach in time. I thank you for your time and concern,

Sincerely Edward Steiner #393543
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P.S. There should be
48 pages all-together 1-23
and 1-25 with the last 2 of 25
with this letter. I'm hopeful that
all were received.

RECEIVED

SEP 30 2022

CLERK OF COURT OF APPEALS DIV II
STATE OF WASHINGTON

Additional Ground 36 NO:56603-6-II

In sufficient counsel, My counsel Mr. Commerce did not hire an investigator in my case. He should have interviewed all the witnesses. All the tape of the incident should have been played. They say the outside cameras didn't work even though they all operate on the same system. This should have been checked out thoroughly and my case would have had a very different outcome. He told me in trial "No one cares" Ed listen to the argument. They also had a U.S. Post Office connected to the store that had cameras also. Again, They never made any attempts to receive this footage. The footage is vital to my case and they knew that, that's why they say they don't have all the store outside video. Even the video they show doesn't show the assault that Kempster perpetrated against me, or the so-called spitting assault. A private investigator and a professional video analyst would have proved video tampering, destroying and fabricating evidence. The case would have had a very different outcome, seeking a new trial or dismissal. Prosecutor misconduct, Insufficient counsel.

Additional Ground 37 NO.56603-6-II

Constitution Law § 840 - due process - conviction obtained by false evidence. 6. The 14th Amendment to the Federal Constitution cannot tolerate a State criminal conviction obtained by the knowing use of false evidence. At page 248 at 15, 16, I stated there was a gentleman working that day and at 17, 18 that he also was there previous days, and he was a younger guy.

At 18, 19 but we don't see him there for some reason.

Also at Page 249 at 25 and 250 at 1, 2 getting a first aide kit before my injuries - doesn't make any sense, We never see the younger gentleman in the video and he should've been a witness, he was an employee. We do see a lady in the video getting a 1st aide kit that doesn't make since at all. They fabricated the video and falsified it. Valdivia V. Schwarzegger, 599 F.3d 984 (9th cir. 2010), citing United States V. Vizcarra-Martinez, 66 F.3d 1006, 1011 (9th cir. 1995) ("court of appeals may affirm a decision to admit evidence on a different ground than relied upon by the district court as long as the issue has been fully briefed on appeal, and there is sufficient basis in the record for us to address it." seeking a new trial or a dismissal. Prosecutor misconduct, Insufficient counsel,